No APA WHEN PROVIDED, PLEASE RETORN TO: Thiel Engineering
REND NU 87511

## OFFICE OF THE STATE ENGINEER

|  | REGARDING [PERMIT/CERVERICATE] NUMBER: 60576   |  |  |  |
|--|--|--|--|--|
|  | AFFIDAVIT OF WITHDRAWAL OF WATER RIGHT IN FAVOR OF USE OF WATER FOR DOMESTIC WELLS CREATED BY SUBDIVISION OR PARCELING OF LAND |  |  |  |
|  | State of Nevada )  |  |  |  |
|  | County of Douglas )  |  |  |  |
|  | I, Don Dubin, Managing Member, do hereby swear under penalty of perjury  |  |  |  |
|  | that the assertions of this affidavit are true.  |  |  |  |
|  | 1. I am the owner-of-record of a portion of Permit 60576  (circle one) permit number, certificate number                       |  |  |  |
|  | as indicated in the records of the Nevada State Engineer.  |  |  |  |
| 2. I hereby withdraw an amount of water equivalent to:  0.02367 CFS, not to exceed 17.14 Acre-Feet annually.  enter a total amount of water equal to the sum of 2.02 a.t.a., or 1,800 g.p. d. for each proposed individual lot |  |  |  |  |
|  | acre feet annually from the water appropriated under 60576   |  |  |  |
|  | permit number, certificate number or decreed right.  |  |  |  |
|  | The water right or portion of water right withdrawn was appurtenant to the land more part-                                     |  |  |  |
|  | icularly described as follows:See Attachment "A"   |  |  |  |
|  | Describe land drying up; describe with quarter sections, section,  |  |  |  |
|  | township, range, M.D.B.&M. and assessor's parcet numbers   |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |

This withdrawal of the water right or portion of the water right is for the purpose

3.

| cribed below and reflected on the attached map:                               | SW4 Section 1, T.12N., R.20E.,                         |
|---|--|
| D.B.&M.   | Describe place where water will be used; describe with |
| r sections, section, township, range, M.D.B.&M. and assessor's parcel numbers | and attach map   |
|   |  |
|   |  |
|   |  |
|   |  |
|   |  |
|   |  |
| 4. I understand that this withdrawal of                                       | to a portion of Permit 60576                           |

- 5. I understand this withdrawal shall become effective upon the date approved by the State Engineer. However, if a final subdivision or parcel map is not recorded in the office of the county recorder of the county wherein the land division is located within 18 months after after the State Engineer's approval the base right holder may petition the State Engineer to void this withdrawal on the basis that all proceedings concerning the division of land have been terminated.
- 6. I understand once this water right or portion thereof is withdrawn based on the recordation of a final subdivision map recorded in the office of the county recorder of the county wherein the land division is located, as provided in NRS 278.380 (1993), or in the case of a final parcel map as provided in NRS 278.4725 (1993), the process cannot be reversed nor can I claim the water withdrawn as a water right.
- 7. Upon approval of this withdrawal by the State Engineer, I shall record this Affidavit of Withdrawal in the office of the county recorder of the county in which the final subdivision or parcel map is recorded. I shall also record this Affidavit of Withdrawal in the office of the county recorder of the county in which the old place of use was located, if it is not the same county.

  0538721

|   | meer want a certified copy of the recorded Attidavi   |
|---|---|
| of Withdrawal within thirty (30) days of re | ecording the Affidavit with the county recorder.  |
| DATED: This 22 day of                       |   |
|   |   |
|   |   |
|   | ( )19 ( )1hin   |
|   | Affiant's signature   |
|   |   |
|   |   |
|   | Don Dubin, Managing Member  |
|   | Sterling Ranch Estates, LLC Affiant's printed name  |
|   | ration 5 printed name   |
| •   | P.O. BOX 41   |
|   | <u>Genoa, NV</u> 89411  |
|   | Mailing Address   |
|   | -   |
|   |   |
|   | (775) 782-8500  |
| ·   | Telephone number  |
| Subscribed and success to hele-             |   |
| Subscribed and sworn to before me           |   |
| this <u>22 day February</u> , 2002.         | MARY C. JUNE  Notary System State of Nevada  Appointment record in Washoo County  No. 89-50457-2 - Express County |
| S. A.                                       | No: 89-50457-2 - Expros Ormber 1, 2003  |
| NOTARY PUBLIC                               | · ·   |
| APPROVED: This 28 th day of                 | Magan   |
| APPROVED: This <u>AQ</u> day of             | : MARCH, 20 <u>02</u> .   |
|   | <b>7</b>  |
|   |   |
| ·   | Jenstica: P.E.  |
|   | State Engineer  |
|   |   |
|   | SEAL  |

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## ATTACHMENT A

Question 7 - Proposed Place of Use

Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35, and 36, Township 14 North, Range 19 East, M.D.B.&M.,

Sections 1, 2, 3, E 1/2 Section 4, NE 1/4 and NW 1/4 SE 1/4, and East 1/2 SE 1/4 Section 9, Sections 10, 11, 12, 13, 14, 15, and East 1/2 NE 1/4, and East 1/2 SE 1/4 Section 16, and East 1/2 NE 1/4, and East 1/2 SE 1/4 Section 21, Sections 22, 23, 24, 25, 26, 27, East 1/2 Section 28, East 1/2 Section 33, Sections 34, 35, and 36, Township 13 North, Range 19 East, M.D.B.&M.,

Sections 1, 2, 3, NE 1/4 and NW 1/4 SE 1/4 and East 1/2 SE 1/4 Section 4, Sections 10, 11, 12, 13, 14, 15, the NE 1/4 and Portions of the NW 1/4, SE 1/4 and the SW 1/4 of Section 22, Sections 23, 24, and 25, the NE 1/4 and Portions of NW 1/4, SW 1/4, and SE 1/4 of Section 26, the NE 1/4 and Portions of NW 1/4 and SE 1/4 of Section 36, Township 12 North, Range 19 East, M.D.B.&M.,

Sections 1 through 36, Township 12 North, Range 20 East, M.D.B.&M.,

Sections 1 through 36, Township 13 North, Range 20 East, M.D.B.&M.,

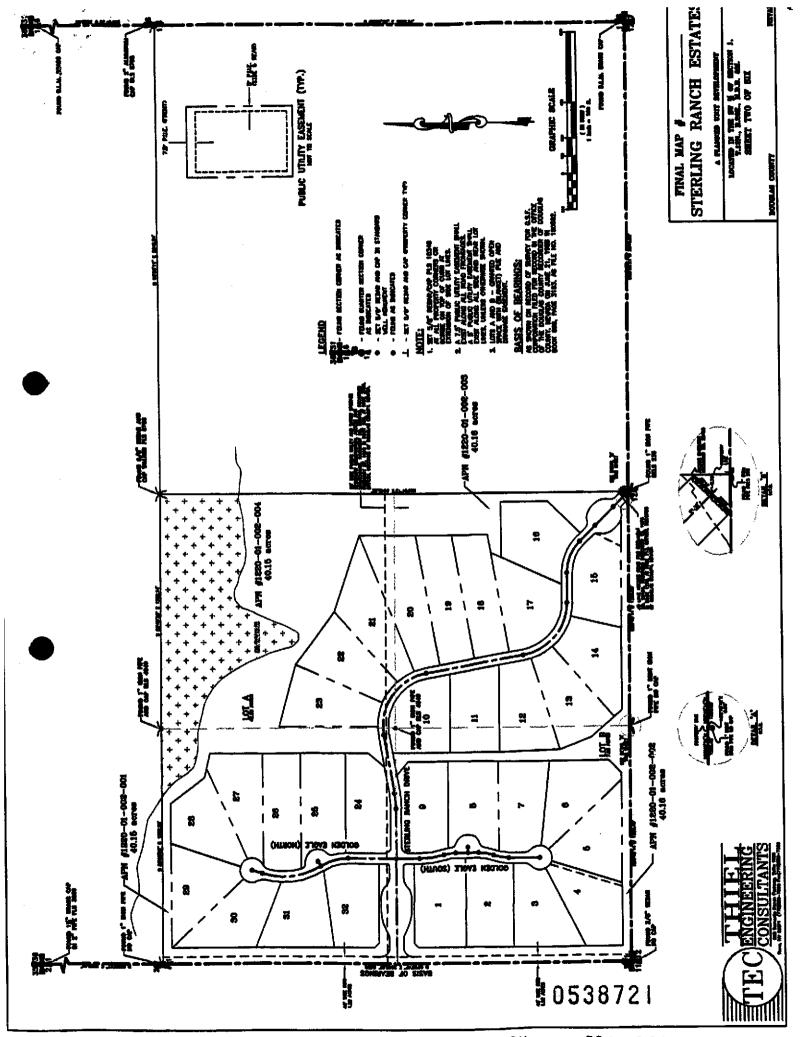
West 1/2 Section 5, Sections 6, 7, 8, and Sections 13 through 36, Township 14 North, Range 20 East, M.D.B.&M.,

Sections 18, 19, 30, and 31, Township 14 North, Range 21 East, M.D.B.&M.,

Sections 6, 7, 18, 19, 30, and 31, Township 13 North, Range 21 East, M.D.B.&M.,

Sections 6, 7, 18, 19, and 30, Township 12 North, Range 21 East, M.D.B.&M.,

all in Douglas County, Nevada.



REQUESTED BY

The Engineers

IN OFFICIAL RECORDS OF

DOUGLAS CO MEYADA

2002 APR -3 PM 2: 35

LINDA SLATER
RECORDER

9/9 PAID & DEPUTY

0538721

| CERTIFIED COPY |
|----------------|
|----------------|

The foregoing instrument is a full, true, and correct copy of the original on file in the Office of the County Recorder of Douglas County, State of Nevada.

| of |
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02 APR -9 PM 2: 13

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